

#9

WEINGARTEN, SCHURGIN, GAGNEBIN & LEROVICI LLP
TEN POST OFFICE SQUARE
BOSTON, MASSACHUSETTS 02109

STANLEY M. SCHURGIN
CHARLES L. GAGNEBIN III
VICTOR B. LEROVICI
BEVERLY S. HJORTH
HOLLIDAY C. HEINE, Ph.D.
GORDON R. MORIARTY
JAMES P. THOMPSON
DAVID A. DAGG
LIN B. OLSEN

INTELLECTUAL PROPERTY LAW
PATENTS, TRADEMARKS AND COPYRIGHTS

TELEPHONE
(617) 542-2290
FACSIMILE
(617) 451-0313

THOMAS P. GRODT
RICHARD E. GAMACHE
MARK A. SUPERKO
CHI SUK KIM

OF COUNSEL
ARTHUR S. MORGENSTERN

JOSEPH WEINGARTEN
(1919-1984)

FACSIMILE COVER SHEET

DATE: July 22, 2002

TO: Office of Initial Patent
Examination
Filing Receipt Correction

Fax No.: 703-746-9195

FROM: C. Gagnebin

No. of pages transmitted
(including this page) 16

Our File: 09/626,566
CCDLT-300XX

Time: 12:45

Your Ref: MOI-17002

Sent by: C. Gagnebin

A confirmation copy of this transmission will not be mailed unless
the following is checked: []

MESSAGE

In response to a telephone conversation of 7/22/02 with the Office of
Initial Patent Examination, I am faxing papers enclosing our Letter of
November 6, 2000, responding to the Notice to File Missing Parts dated
September 20, 2000, and our Letter of May 11, 2001, requesting correction
of the filing receipt.

Please call me at 617-542-2290 if you require any further information
in order to correct the filing receipt. Thank you.

THIS MESSAGE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION INTENDED ONLY FOR THE
PERSON(S) IDENTIFIED ABOVE. IF IT HAS BEEN RECEIVED AT ANY OTHER PLACE OR HAS NOT BEEN
CLEARLY RECEIVED, PLEASE CALL THE ABOVE IDENTIFIED SENDING PARTY COLLECT FOR
INSTRUCTIONS. DO NOT SHOW OR DISTRIBUTE THIS MESSAGE TO ANYONE OTHER THAN THE INTENDED
RECIPIENT(S). THANK YOU.

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Quingping Jiang et al.
Application No. : 09/626,566
Filed : July 27, 2000
For : NOVEL CHEMILUMINESCENT SUBSTRATES OF
HYDROLYTIC ENZYMES AND THEIR USE IN ASSAYS
Examiner : Unassigned
Attorney's Docket : CCDLT-300XX

Group Art Unit: 1645

I hereby certify that this correspondence is being deposited with
the United States Postal Service as first class mail in an
envelope addressed to: Assistant Commissioner for Patents, Office
of Initial Patent Examination, Customer Service Center,
Washington, D.C. 20231 on 5/11/01.

By: 

Arthur S. Morgenstern
Registration No. 28,244
Attorney for Applicant(s)

L E T T E R

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, D.C. 20231

Sir:

In reviewing the Filing Receipt (copy enclosed) for the
above-identified patent application, the following error was
noted:

Filing Date: 11/09/2000

Application No.: 09/626,566
Filed: July 27, 2000
Group Art Unit: 1645

should read:

Filing Date: 07/27/00

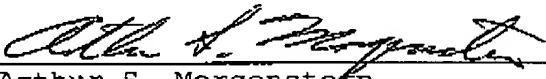
Kindly correct the error of the Patent and Trademark Office
and issue a corrected Filing Receipt.

For your convenience, a copy of the Notice to File Missing
Parts is enclosed.

Respectfully submitted,

QUINGPING JIANG ET AL.

By:


Arthur S. Morgenstern
Registration No. 28,244
Attorney for Applicant(s)

WEINGARTEN, SCHURGIN,
GAGNEBIN & HAYES LLP
Ten Post Office Square
Boston, Massachusetts 02109

Telephone: (617) 542-2290
Telecopier: (617) 451-0313

ASM/lkl/249744
Enclosure

- 2 -

Preliminary Class

435

Data entry by : HAYWOOD, CHERRIE

Team : OIPE

Date: 04/18/2001

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 36 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 600 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/626,566	07/27/2000	Qingping Jiang	CCD-300

Andrew Klawitter
Bayer Corporation
63 North Street
Medfield, MA 02052

FORMALITIES LETTER



OC000000005413438

Date Mailed: 09/20/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 820.

*A copy of this notice **MUST** be returned with the reply.*

SM
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY



**POST OFFICE
TO ADDRESSEE**

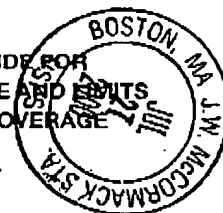
**EXPRESS
MAIL**

UNITED STATES POSTAL SERVICE™



EL418425372US

EL418425372US

 SEE REVERSE SIDE FOR
SERVICE GUARANTEE AND LIMITS
ON INSURANCE COVERAGE

 Customer Copy
Label 11-F July 1997

ORIGIN (POSTAL USE ONLY)		
PO ZIP Code 02109	Day of Delivery First <input checked="" type="checkbox"/> Second <input type="checkbox"/>	Flat Rate Envelope <input type="checkbox"/>
Date In 7/22/02	Time 11:00 AM	Postage \$18.50
Weight 2.5 lbs.	Int'l Alpha Country Code	Return Receipt Fee
No Delivery <input type="checkbox"/> Weekday <input type="checkbox"/> Holiday	Acceptance Clerk Initials S	Total Postage & Fees \$18.50

CUSTOMER USE ONLY METHOD OF PAYMENT: X021599 Express Mail Commercial Add. No.		<input type="checkbox"/> WAIVER OF SIGNATURE (Domestic Only: Additional merchandise insurance is void if waived. Not for use on international mail.) <input type="checkbox"/> NO DELIVERY
Federal Agency Acct. No. or Postal Service Acct. No. AC-55		
FROM: (PLEASE PRINT) WEINGARTEN SCHURGIN GAGNEBIN & KAYES TEN POST-OFFICE SW 5TH FL BOSTON MA 02109-4603 CCDLT/300XX/ASM/jds	TO: (PLEASE PRINT) BOX PATENT APPLICATION Assistant Commissioner for Patents Washington, D.C. 20231	

PRESS HARD.

You are making 3 copies.

FOR PICKUP OR TRACKING CALL 1-800-222-1811

www.usps.gov



Applicant: Qingping Jiang et al.
 Title: NOVEL CHEMILUMINESCENT
 Application No. _____ Patent No. _____ Filed: HEREWITH
 Enclosed is the Following: Docket No. CCD-300

☒ Transmittal Letter in triplicate,
 Check(s) for _____

☒ Application including Pgs. 1-110 of Spec.,
11-119 of claims and pg 120 of Abstract

☒ Declaration and Power of Attorney, (unsigned)
 Check(s) for _____

☒ Informal / Formal Drawings,
32 Sheets of Figs. 1A-14

☐ Letter to Chief Draftsman;
 Check(s) for _____

☐ Amend./Resp. dated _____
 Check(s) for _____

☐ Information Disclosure Statement, Form 1449,
 refs., Check for _____

☐ Assignment; Check for _____

☐ Issue Fee; PTO Form 859&C; Check for _____

Date Mailed: July 27, 2000
 Date Due: July 30, 2000
 Initials: ASM/jds
 Express Mail Receipt No. EL418425372US

☐ Certificate/Letter of Correction,
 Cover letter & check for _____

☐ Notice of Appeal (In Triplicate),
 Check for _____

☐ Petition for Extension of Time for
 _____ Months, Check for _____

☐ Verified Statement Claiming Small Entity Status

☐ Certificate of Mailing by Express Mail

☐ Other _____

Receipt Date & Application No.

 JC873 U.S. PTO
 09/626566
 07/27/00

PATENT

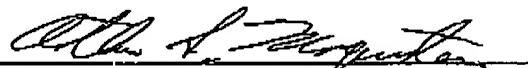
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Qingping Jiang et al.
Application No. : 09/626,566
Filed : July 27, 2000
For : NOVEL CHEMILUMINESCENT SUBSTRATES OF
HYDROLYTIC ENZYMES
Attorney's Docket : CCD-300

Group Art Unit: 1645

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231 on 11/6/00.

By:


Arthur S. Morgenstern
Registration No. 28,244
Attorney for Applicants

LETTER

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice dated September 20, 2000 (copy enclosed), enclosed please find:

[X] Missing parts fee in the amount of \$130.00.

[X] Filing fee in the amount of \$710.00.

[X] Signed Declaration.

[] Small entity status is entitled to be, and hereby is, asserted for this application.

- 1 -

Application No.: 09/626,566
Filed: July 27, 2000
Group Art Unit: 1645

[] A Petition for Extension of Time for ____ month(s) is hereby made, under provisions of \$1.136(a); a check in the amount of \$_____ is enclosed per \$1.17.


[] Other: _____

In the event any additional fee is required, please charge such amount to Patent and Trademark Office Deposit Account No. 23-0804. A triplicate of this transmittal letter is enclosed.

Respectfully submitted,

QINGPING JIANG ET AL.

By:


Arthur S. Morgenstern
Registration No. 28,244
Attorney for Applicants

WEINGARTEN, SCHURGIN,
GAGNEBIN & HAYES LLP
Ten Post Office Square
Boston, Massachusetts 02109

Telephone: (617) 542-2290
Telecopier: (617) 451-0313

Date: 11/6/00

ASM/jds
Enclosure
237208

- 2 -